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UTILITY PATENT APPLICATION **TRANSMITTAL**

(Only for new nonprovisional applications under 37 CFR 1.53(b))

Attorney Docket No.	1866.0500000/PEG/CMB
First Inventor	Jennifer L. LUDINGTON
Title	Method For Fragment Preparation
Express Mail Label No.	64

APPLICATION ELEMENTS See MPEP chapter 600 concerning utility patent application contents.		ADDRESS TO: Mall Stop Patent Application Commissioner for Patents P.O. Box 1450 Alexandria VA 22313-1450		
(Submit a Applicar See 37 See 37 Specific (preferred - Descrip - Cross F - Statem - Referer or a cor - Backgring - Brief St Brief Detaile - Claim(s	d arrangement set forth below) tive title of the invention Reference to Related Applications lent Regarding Fed sponsored R & D nce to sequence listing, a table, mputer program listing appendix ound of the Invention ummary of the Invention escription of the Drawings (if filed) d Description	ii. Paper	endix) Sequence Submission Form (CRF)	
4. X Drawing 5. Oath or Decla a. New b. Copy (for c i. <u>E</u> 1. 6. X Applic	g(s) (35 U.S.C. 113) [Total Sheets] aration [Total Sheets] dy executed (original or copy) y from a prior application (37 CFR 1.63(d)) continuation/divisional with Box 18 completed) DELETION OF INVENTOR(S) igned statement attached deleting inventor(s) ame in the prior application, see 37 CFR .63(d)(2) and 1.33(b). cation Data Sheet. See 37 CFR 1.76	10. 37 CFR 3.73(b) Statem (when there is an assignormal statement (IDS)/PTO-1 13. Preliminary Amendmentor (IDS)/PTO-1 14. Return Receipt Postcar (Should be specifically of Certified Copy of Priorit (if foreign priority is claim Nonpublication Reques (b)(2)(B)(i). Applicant mor its equivalent. 17. Other: Authorization of the copy the requisite information below and poly the requisite information below and assignment of the copy the requisite information below and contact and assignment of the copy the requisite information below and contact and conta	Attorney cument (if applicable) Copies of IDS 449 Citations t d (MPEP 503) itemized) y Document(s) med) t under 35 U.S.C. 122 ust attach form PTO/SB/35 under 37CFR 1.136(a)(3) te assignee is: Locus Pharmaceuticals, Inc.	
specification following the title, or in an Application Data Sheet under 37 CFR 1.76: Continuation Divisional Continuation-in-part (CIP) of prior application No.: Prior application information: Examiner Art Unit: For CONTINUATION OF DIVISIONAL APPS only; The entire disclosure of the prior application, from which an oath or declaration is supplied under Box 5b, is considered a part of the disclosure of the accompanying continuation or divisional application and is hereby incorporated by reference. The incorporation can only be relied upon when a portion has been inadvertently omitted from the submitted application parts.				
19. CORRESPONDENCE ADDRESS				
X Custome	er Number: 26111	OR Corre	spondence address below	
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Name (Print/Type) Patrick E. Garrett				
Signature	lato Harrett		Date 3/31/04	

This collection of information is required by 37 ČFR 1.53(b). The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop Patent Application, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.



Robert Greene Sterne Edward J. Kessler Jorge A. Goldstein David K.S. Cornwell Robert W. Esmond Tracy-Gene G. Durkin Michaele A. Cimbala Michaele B. Ray Robert E. Sokohl Eric K. Steffe Michael O. Lee Steven R. Ludwig John M. Covert Linda E. Alcorn Robert C. Millonig Lawrence B. Bugaisky Donald J. Featherstone Michael V. Messinger Judith U. Kim Timotry J. Shea, Jr. Patrick E. Garrett Heidi L. Kraus Edward W. Yee Albert L. Ferro* Donald R. Banowit Peter A. Jackman Teresa U. Medler Jeffrey S. Weaver Kendrick P. Patterson Vincent L. Capuano Eldora Ellison Floyd Thomas C. Fiala Brian J. Del Buono Virigi Lee Beaston Kimberly N. Reddick Theodore A. Wood Elizabeth J. Haanes Joseph S. Ostroff Frank R. Cottingham Christine M. Lhulier Rae Lynn Prengaman Jane Shershenovich* Lawrence J. Carnel* George S. Bardmesser Daniel A. Klein* Jason D. Eisenberg Michael D. Specht Andrea J. Kamage Iracy L. Muller* LuAnne M. DeSantis John J. Figueroa Ann E. Summerfield Tiera S. Coston* Aric W. Ledford* Michael D. Specht Jessica L. Parezo Timothy A. Doyle* Cynthia M. Bouchez Nicole D. Dretar* Ted J. Ebersole Registered Patent Age Karen R. Markowicz

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leresa A. Colella Jeffrey S. Lundgren Victoria S. Rutherford Eric D. Hayes Michelle K. Holoubek Robert H. Deselms Simon J. Elliott Julie A. Heider Mita Mukerjee Scott M. Woodhouse Of Counsel Kenneth C. Bass III Evan R. Smith Marvin C. Guthrie *Admitted only in Maryland *Admitted only in Virginia Practice Limited to Federal Agencies

March 31, 2004

WRITER'S DIRECT NUMBER: (202) 772-8587 INTERNET ADDRESS: PGARRETT@SKGF.COM

Commissioner for Patents PO Box 1450 Alexandria, VA 22313-1450

Re:

U.S. Non-Provisional Utility Patent Application under 37 C.F.R. § 1.53(b)

Appl. No. To Be Assigned; Filed: Herewith (March 31, 2004)

For: Method for Fragment Preparation

Inventors:

LUDINGTON et al.

Our Ref:

1866.0500000/PEG/CMB

Sir:

The following documents are forwarded herewith for appropriate action by the U.S. Patent and Trademark Office:

- 1. USPTO Utility Patent Application Transmittal Form PTO/SB/05;
- 2. 37 C.F.R. § 1.136(a)(3) Authorization to Treat a Reply As Incorporating An Extension of Time;
- 3. U.S. Utility Patent Application entitled:

Method for Fragment Preparation

and naming as inventors:

Jennifer L. LUDINGTON, Ted T. FUJIMOTO and Frank P. HOLLINGER the application comprising:

- a. an Application Data Sheet (37 C.F.R. § 1.76);
- b. specification containing:
 - i. 18 pages of description prior to the claims;

Sterne, Kessler, Goldstein & Fox PLL.C.: 1100 New York Avenue, NW: Washington, DC 20005: 202.371.2600 f 202.371.2540: www.skqf.com

Commissioner for Patents March 31, 2004 Page 2

- ii. 5 pages of claims (25 claims);
- iii. a one (1) page abstract;
- c. 16 sheets of drawings (Figures 1, 2A-2B, 3-6, 7A-7C, 8A-8B and 9-13); and
- 4. Two (2) return postcards.

The name of the assignee is **Locus Pharmaceuticals**, Inc.

Correspondence should be sent to Customer Number 26111.

It is respectfully requested that, of the two attached postcards, one be stamped with the filing date of these documents and returned to our courier, and the other, prepaid postcard, be stamped with the filing date and unofficial application number and returned as soon as possible.

This patent application is being submitted under 37 C.F.R. § 1.53(b) without Declaration and without filing fee.

Respectfully submitted,

STERNE, KESSLER, GOLDSTEIN & FOX P.L.L.C.

Patrick E. Garrett

Attorney for Applicants Registration No. 39,987

PEG/CMB:krh Enclosures

247360v1

MAR 31 2004 B

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

LUDINGTON et al.

Appl. No.: To Be Assigned

Filed: Herewith (March 31, 2004)

For: Method for Fragment Preparation

Confirmation No.: To Be Assigned

Art Unit: To Be Assigned

Examiner: To Be Assigned

Atty. Docket: 1866.0500000/PEG/CMB

Authorization to Treat a Reply as Incorporating an Extension of Time Under 37 C.F.R. § 1.136(a)(3)

Commissioner for Patents PO Box 1450 Alexandria, VA 22313-1450

Sir:

The U.S. Patent and Trademark Office is hereby authorized to treat any concurrent or future reply that requires a petition for an extension of time under this paragraph for its timely submission, as incorporating a petition for extension of time for the appropriate length of time. The U.S. Patent and Trademark Office is hereby authorized to charge all required extension of time fees to our Deposit Account No. 19-0036, if such fees are not otherwise provided for in such reply.

Respectfully submitted,

STERNE, KESSLER, GOLDSTEIN & FOX P.L.L.C.

Patrick E. Garrett

Attorney for Applicants Registration No. 39,987

Date: March 31, 2004

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